

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

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GORDON ROY PARKER,

Plaintiff,

v.

UNIVERSITY OF PENNSYLVANIA, a  
Pennsylvania nonprofit corporation,

Defendant.

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CASE NO.: 02-cv-567

**ORDER**

**AND NOW**, this \_\_\_\_\_ day of \_\_\_\_\_, 2004, upon consideration of Plaintiff's  
Motion For Reimbursement of Costs and responses thereto, it is hereby

ORDERED that the Motion is DENIED.

BY THE COURT:

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Honorable Anita B. Brody, J.

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

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|-------------------------------------|---|---------------------|
| GORDON ROY PARKER,                  | : |                     |
|                                     | : |                     |
| Plaintiff,                          | : | CASE NO.: 02-cv-567 |
|                                     | : |                     |
| v.                                  | : |                     |
|                                     | : |                     |
| UNIVERSITY OF PENNSYLVANIA, a       | : |                     |
| Pennsylvania nonprofit corporation, | : |                     |
|                                     | : |                     |
| Defendant.                          | : |                     |
|                                     | : |                     |

**THE UNIVERSITY OF PENNSYLVANIA’S RESPONSE  
TO PLAINTIFF’S MOTION FOR REIMBURSEMENT OF COSTS**

Defendant, The University of Pennsylvania (“Penn”), hereby responds to Plaintiff’s Motion For Reimbursement of Costs.

Mr. Parker would like this Court to order the Pro Se Writ Clerk to award him at least \$1,500.00 for expert witness fees, copying, and postage from a private fund. Mr. Parker’s Motion should be denied.

While the Public Interest Civil Litigation Fund (the “Fund”) does in some circumstances reimburse up to \$1,500 of expenses incurred by *attorneys* who take on pro bono cases for indigent plaintiffs, Plaintiff’s “understanding” that these funds are disbursed to *pro se plaintiffs* by Court order through the Pro Se Writ Clerk is incorrect. The Fund, which is not a party to this litigation, cannot be ordered by the Court to reimburse Mr. Parker’s expenses. If Mr. Parker believes that he stands in the shoes of a pro bono attorney and deserves compensation, his recourse is to apply for a reimbursement from the Fund,<sup>1</sup> not to ask for a Court order.

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<sup>1</sup> Under the terms of the Fund’s “Application for Expense Reimbursement,” it appears that Parker does not qualify for at least two reasons: 1) he is not an attorney, and 2) he was not approved by the Court as in forma pauperis.

In any event, this Court would be ill-advised to reimburse Mr. Parker's costs. Mr. Parker's penchant for litigation should not be so fueled.

Respectfully submitted,

Date: June 22, 2004

/s/ Jonathan H. Pyle

John M. Myers (Pa. Id. No. 16642)

Jonathan H. Pyle (Pa. Id. No. 89887)

MONTGOMERY, McCracken,

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Attorneys for Defendant

UNIVERSITY OF PENNSYLVANIA

**CERTIFICATE OF SERVICE**

I, Jonathan H. Pyle, do hereby certify that on the 22nd day of June, 2004, I caused a true and correct copy of the foregoing The University Of Pennsylvania's Response To Plaintiff's Motion For Reimbursement Of Costs to be served via U.S. First Class Mail, postage prepaid, upon the following individual at the address indicated:

Gordon Roy Parker  
4247 Locust Street, #806  
Philadelphia, PA 19104

***Pro Se Plaintiff***

/s/ Jonathan H. Pyle  
Jonathan H. Pyle